

1 All parties and counsel listed on Signature Page.

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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

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10 TAKEDA PHARMACEUTICAL CO., LTD.,  
11 TAKEDA PHARMACEUTICALS U.S.A.,  
12 INC., AND TAKEDA PHARMACEUTICALS  
13 AMERICA, INC.,

Case No. 5:13-CV-2416 LHK (PSG)

**STIPULATION OF DISMISSAL  
WITHOUT PREJUDICE AND  
[PROPOSED] ORDER**

14 Plaintiffs,

15 v.

16 IMPAX LABORATORIES, INC.,

17 Defendant.

18 WHEREAS Plaintiffs Takeda Pharmaceutical Co., Ltd., Takeda Pharmaceuticals U.S.A.,  
19 Inc., and Takeda Pharmaceuticals America, Inc. (collectively, "Takeda"), and Defendant Impax  
20 Laboratories, Inc., have agreed to terms and conditions for a settlement of this action and have set  
forth those terms and conditions in a settlement agreement;

21 THEREFORE, IT IS HEREBY STIPULATED AND AGREED, by and between the  
22 parties, through their undersigned counsel of record:

23 1. This action hereby is voluntarily dismissed in its entirety without prejudice  
24 pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii);  
25 2. This Court retains jurisdiction to enforce the settlement agreement; and  
26 3. Each party shall bear its own attorneys' fees and costs.

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28 DATED: December 1, 2014

TAKEDA PHARMACEUTICAL CO., LTD.,  
TAKEDA PHARMACEUTICALS U.S.A., INC.,

CASE NO. 5:13-CV-2416 LHK (PSG)

STIPULATION OF DISMISSAL AND [PROPOSED] ORDER

1 AND TAKEDA PHARMACEUTICALS  
2 AMERICA, INC.  
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1 **PURSUANT TO STIPULATION, IT IS SO ORDERED.**

2 DATED: \_\_\_\_\_, 2014

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4 THE HONORABLE LUCY H. KOH  
United States District Judge

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### Filer's Attestation

2 I, Heather Takahashi, am the ECF user whose identification and password are being used  
3 to file this STIPULATION OF DISMISSAL WITHOUT PREJUDICE AND [PROPOSED]  
4 ORDER. In compliance with Civil Local Rule 5-1(i), I hereby attest that the above-named  
5 signatories concur in this filing.

DATED: December 1, 2014

*/s/ Heather E. Takahashi*

Heather E. Takahashi